



STATE OF WISCONSIN Assembly Journal

Ninety-Sixth Regular Session

THURSDAY, October 9, 2003

The Chief Clerk makes the following entries under the above date:

To committee on **Criminal Justice**.
Referred on October 8, 2003.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 94** offered by committee on **Education**.

Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 152** offered by Representatives Wasserman and Albers.

Assembly substitute amendment 1 to **Assembly Bill 326** offered by committee on **Small Business**.

Assembly substitute amendment 1 to **Assembly Bill 441** offered by committee on **Public Health**.

Assembly amendment 1 to **Assembly Bill 490** offered by committee on **Transportation**.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 02–129

Relating to private onsite wastewater treatment systems and sanitation.

Submitted by Department of Commerce.
Report received from Agency, October 2, 2003.
To committee on **Natural Resources**.
Referred on October 9, 2003.

Assembly Clearinghouse Rule 03–056

Relating to rescheduling buprenorphine from a schedule V controlled substance to a schedule III controlled substance under federal law.

Submitted by Department of Regulation and Licensing.
Report received from Agency, September 29, 2003.
To committee on **Criminal Justice**.
Referred on October 8, 2003.

Assembly Clearinghouse Rule 03–057

Relating to the scheduling of a schedule III controlled substance under chapter 961, Stats., the Uniform Controlled Substances Act.

Submitted by Department of Regulation and Licensing.
Report received from Agency, September 30, 2003.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 50

Relating to: calling for the creation of a Great Lakes legislative caucus.

By Representatives Richards, Jeskewitz, Berceau, Bies, Black, Freese, Gunderson, Gundrum, Hahn, Hines, Kestell, Krug, Ladwig, Lothian, Miller, Molepske, Musser, Nischke, Schneider, Seratti, Sinicki, Taylor, Van Roy, Vrakas, Ziegelbauer and Zepnick; cosponsored by Senators Plale, Cowles, Hansen, Kedzie, Lassa, Risser, Robson and Roessler.

To committee on **Natural Resources**.

Assembly Bill 569

Relating to: the daily bag limit for participants in bass fishing tournaments.

By Representatives Petrowski, Kreuser, Musser, Suder, Hines, Gunderson, Albers, Vrakas, Ladwig, Bies and Weber.

To committee on **Tourism**.

Assembly Bill 570

Relating to: removal of a shopping cart and providing a penalty.

By Representatives Gielow, Loeffelholz, Gronemus, Van Roy, Huebsch, Kestell, Ladwig, M. Lehman, Ainsworth, Suder, Albers, Krawczyk, Shilling, Bies, Hundertmark, LeMahieu, Gunderson and McCormick; cosponsored by Senators Zien, Lazich, S. Fitzgerald, Roessler, Breske and Schultz.

To committee on **Criminal Justice**.

COMMITTEE REPORTS

The committee on **Economic Development** reports and recommends:

Assembly Bill 240

Relating to: requiring the Department of Administration to study the feasibility of developing a Wisconsin brand.

Passage:

Ayes: 8 – Representatives McCormick, Nischke, Hahn, Vukmir, Lothian, Honadel, Van Akkeren and Steinbrink.
Noes: 0.

To committee on **Rules**.

Assembly Bill 523

Relating to: repealing certain filing, notice, and bidding requirements related to industrial development revenue bonds.

Assembly Amendment 1 adoption:

Ayes: 8 – Representatives McCormick, Nischke, Hahn, Vukmir, Lothian, Honadel, Van Akkeren and Steinbrink.
Noes: 0.

Passage as amended:

Ayes: 8 – Representatives McCormick, Nischke, Hahn, Vukmir, Lothian, Honadel, Van Akkeren and Steinbrink.
Noes: 0.

To committee on **Rules**.

TERRI MCCORMICK
Chairperson
Committee on Economic Development

The committee on **Financial Institutions** reports and recommends:

Assembly Bill 99

Relating to: regulating the negotiation and collection of demand drafts.

Passage:

Ayes: 13 – Representatives Montgomery, J. Fitzgerald, Freese, Wieckert, Townsend, Kerkman, Nischke, Richards, Sherman, A. Williams, Shilling, Zepnick and Taylor.
Noes: 0.

To committee on **Rules**.

Assembly Bill 459

Relating to: inclusion of social security numbers and employer identification numbers in Uniform Commercial Code financing statements.

Passage:

Ayes: 13 – Representatives Montgomery, J. Fitzgerald, Freese, Wieckert, Townsend, Kerkman, Nischke, Richards, Sherman, A. Williams, Shilling, Zepnick and Taylor.
Noes: 0.

To committee on **Rules**.

Senate Bill 53

Relating to: regulating the negotiation and collection of demand drafts.

Concurrence:

Ayes: 13 – Representatives Montgomery, J. Fitzgerald, Freese, Wieckert, Townsend, Kerkman, Nischke, Richards, Sherman, A. Williams, Shilling, Zepnick and Taylor.
Noes: 0.

To committee on **Rules**.

PHIL MONTGOMERY
Chairperson
Committee on Financial Institutions

The committee on **Government Operations and Spending Limitations** reports and recommends:

Assembly Bill 473

Relating to: requiring the Department of Revenue to prepare and maintain a list of delinquent taxpayer accounts and to post on the Internet the top 100 names from the list and requiring the department to refund filing fees paid by certain persons who file appeals with the Tax Appeals Commission.

Assembly Substitute Amendment 1 adoption :

Ayes: 6 – Representatives F. Lasee, Loeffelholz, Musser, Weber, Zepnick and Wasserman.
Noes: 0.

Passage as amended:

Ayes: 6 – Representatives F. Lasee, Loeffelholz, Musser, Weber, Zepnick and Wasserman.
Noes: 0.

To joint committee on **Finance**.

FRANK LASEE
Chairperson
Committee on Government Operations and Spending Limitations

The committee on **Property Rights and Land Management** reports and recommends:

Assembly Bill 528

Relating to: Joint Committee on Finance review of stewardship acquisitions.

Passage:

Ayes: 6 – Representatives Albers, Musser, Ainsworth, Seratti, J. Wood and Gronemus.
Noes: 2 – Representatives Black and Huber.

To joint committee on **Finance**.

SHERYL ALBERS
Chairperson
Committee on Property Rights and Land Management

MESSAGE FROM THE SENATE

By Donna J. Doyle, Assistant Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

- Senate Bill 60**
- Senate Bill 63**
- Senate Bill 196**
- Senate Bill 211**
- Senate Bill 243**

ACTION ON THE SENATE MESSAGE

Senate Bill 60

Relating to: leasing of school property.

By Senators Risser and Kanavas; cosponsored by Representatives Freese, Hahn, Jensen, Black, Olsen, Krug, J. Lehman and Lassa.

To committee on **Education**.

Senate Bill 63

Relating to: removing feathers and nonedible parts from upland game birds.

By Senators Zien, Brown, Schultz and Stepp; cosponsored by Representatives Gunderson, Gronemus, Van Roy, Pettis, Hines, Hahn, Musser, Krawczyk, Suder, Albers, Bies, Seratti and Stone.

To committee on **Natural Resources**.

Senate Bill 196

Relating to: authorizing a hospice nurse to make a pronouncement of death.

By Senators Roessler, A. Lasee, Lassa, Erpenbach, Robson, Wirch and Decker; cosponsored by Representatives Underheim, Gielow, Hundertmark, Ladwig, Albers, Balow, Hahn, Huber, J. Lehman, Owens, Taylor, M. Williams and Wasserman.

To committee on **Health**.

Senate Bill 211

Relating to: advertising by intoxicating liquor retailers.

By Senators Leibham, Schultz and Plale; cosponsored by Representatives McCormick, Musser, M. Lehman, Krawczyk, Hines, Jeskewitz, Bies, Van Roy, Grothman, Gundrum, Pettis and Staskunas.

To committee on **State Affairs**.

Senate Bill 243

Relating to: provision of dental and dental hygiene services to Medical Assistance recipients by a volunteer health care provider.

By Senators Roessler, Brown, Carpenter, Schultz, Zien, Chvala, Darling, Decker, Ellis, S. Fitzgerald, Harsdorf, Lassa, Lazich, Moore, Risser and Robson; cosponsored by Representatives Wieckert, Kaufert, Albers, Berceau, Bies, Cogg, Friske, Gottlieb, Gronemus, Grothman, Gunderson, Hahn, Hundertmark, Jensen, Krawczyk, Kreibich, Ladwig, J. Lehman, M. Lehman, Loeffelholz, Lothian, McCormick,

Miller, Musser, Nass, Ott, Owens, Petrowski, Pettis, Plouff, Rhoades, Seratti, Staskunas, Van Roy, Vrakas, J. Wood, Young and Taylor.

To committee on **Health**.

REFERENCE BUREAU CORRECTIONS

Senate amendment 2 to Senate substitute amendment 1 to **Assembly Bill 2**

In enrolling, the following correction was made:

1. Page 2, line 1: delete "s."

ENROLLED BILLS

The following Assembly proposals, which have been approved by both the Assembly and Senate, have been enrolled by the Legislative Reference Bureau:

- Assembly Bill 2**
- Assembly Bill 9**
- Assembly Bill 19**
- Assembly Bill 42**
- Assembly Bill 48**
- Assembly Bill 71**
- Assembly Bill 106**
- Assembly Bill 126**
- Assembly Bill 187**
- Assembly Bill 204**
- Assembly Bill 329**
- Assembly Bill 344**

PATRICK E. FULLER
Assembly Chief Clerk

COMMUNICATIONS

State of Wisconsin
Office of the Secretary of State
Madison

To Whom It May Concern:

Acts, Joint Resolutions and Resolutions deposited in this office have been numbered and published as follows:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
Assembly Bill 31 56 October 17, 2003

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Revenue
Madison

October 6, 2003

To the Honorable, the Legislature:

I am submitting the quarterly report of the Wisconsin Lottery for the quarter ending June 30, 2003. As required by § 565.37(3), Wis. Stats., the attached materials contain unaudited Wisconsin Lottery year to date Sales and Expenditure information.

The information reported here is a summary and is not intended to be a complete financial accounting of Wisconsin Lottery operations.

Lottery sales were \$435 million during the last fiscal year: the highest sales mark in seven years. These sales resulted in net operating income of \$122.5 million – money that was deposited in the Lottery Fund for property tax relief.

If you have any questions or comments regarding this report, please feel free to contact me at (608) 266-6466.

Sincerely,
MICHAEL L. MORGAN
Secretary

Referred to committee on **State Affairs**.

AGENCY REPORTS

State of Wisconsin
Legislative Reference Bureau
Madison

August 2003

To the Honorable, the Legislature:

The Legislative Reference Bureau's essential quality is its orientation to the Wisconsin Legislature and legislative activities. As illustrated in this report, the great bulk of our workload is drafting legislation, providing legal advice, researching public policy, writing memos, preparing publications, and providing library services that address the wide range of issues facing the legislature, its committees, and members. These documents and related services contribute to the thorough study of issues by legislative committees and to informed debates on the floors of the senate and assembly. Ultimately, our products and services help the legislature to make Wisconsin a better place to live.

Our goal is to meet every legislator's need for information and drafts of legislation. We try to anticipate these needs so that we can answer questions more quickly and completely. We continually look for ways to improve our services, both in content and in manner of delivery. One exciting new initiative

described in this report is our adoption of the "Really Simple Syndication" standard (RSS) for distribution of new information.

Our mission to deliver legislative drafting services and information about issues to the legislature requires that we integrate our efforts into the legislative workflow. With 102 years of experience, the LRB does this well. The legislature determines the public policies for the state. The LRB supports that process, and that support takes many forms. As each new policy issue emerges, the LRB begins to accumulate relevant library materials, develop annotated bibliographies, research the related policy areas, answer questions at the reference desk, respond to information requests, and draft proposed legislation at the request of members. In some cases, the LRB offers a seminar on a "hot topic," which normally serves as a general orientation to a policy issue.

During the past fiscal biennium, the LRB has worked hard to maintain its high level of service, both in terms of quality and quantity of services, while facing significant budget reductions. I believe we have managed to do this through a series of cost savings, careful planning, and simple hard work.

During the past year, the LRB's general counsel has taken the lead in defending the director of the Legislative Technology Services Bureau (LTSB) in litigation related to a subpoena for confidential legislative records. This litigation reaches fundamental constitutional and legal issues of the separation of powers and the legislature's independence from the executive branch. The issues involved are strictly nonpartisan, and given the importance of the issues, the LRB is pleased to support the LTSB and the institutional prerogatives of the legislature in this litigation.

Also notable in the past year is the enormous amount of work done by the LRB to prepare for its move across the capitol square. In October 2003, we will move to One East Main Street. This move, which is the culmination of five years of planning, holds major strategic importance for the LRB because the new layout matches the LRB's workflow and situates the entire bureau on one floor, rather than having it spread out over four floors as in our current space. This building also houses our sister agencies, the Legislative Fiscal Bureau and the Legislative Council. Although most of the new office space will reuse the fixtures and finishes left behind by the State Law Library when it vacated the space, the public counters at the entry to the bureau will be decorated in a classic style reminiscent of the public areas in the capitol.

There are some disadvantages to the move. As a way to finance the renovation costs without affecting the state budget, the LRB temporarily forfeited a considerable amount of library space. A large part of the library collection will be placed in storage for the next few years. But overall, the new office location will poise the LRB to work better within the legislative community.

Sincerely,
STEPHEN R. MILLER
Chief